

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25767 of 2018

Arising Out of PS.Case No. -568 Year- 2017 Thana -MADHEPURA District- MADHEPURA

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1. Sawan Kumar, Son of Vinod Jha, Resident of Village- Madhepura Town,
Ward No.- 19, Karpoori Chowk, P.S. & District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun, Adv

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 30-04-2018 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Madhepura P.S. Case No. 568 of 2017, a case under Section
302/34 of the Indian Penal Code and Section 27 of the
Arms Act.

The occurrence is alleged to have taken place due
to land dispute between the parties. Allegation is that the
wife of the informant disclosed in the hospital to the
informant that co-accused Chandra Bhusan Jha has caught
her and petitioner fired twice, thereafter, co-accused-Vinod
Jha took the pistol from petitioner and fired twice at her as
a result whereof, the victim died during the course of
treatment.



Submission of learned counsel for the petitioner that the nature of injury found on the person of wife of the informant would not keep her able to speak, hence, the F.I.R. is concoction one. There is no eye witness of the occurrence and the petitioner has falsely implicated due to land dispute.

Considering the substance in the aforesaid submission, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Madhepura Police Station Case No. 568 of 2017 with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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